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OFFICE OF PETITIONS

In re Application of :
Robert L. Heimann et al. :
Application No. 10/820,692 :
Filed: April 8, 2004 :
Attorney Docket No. EL021RH-3 :

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed August 21, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to timely reply within the meaning of 37 CFR 1.113 to the final Office action, mailed December 29, 2005, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the application became abandoned on March 30, 2006. The Notice of Abandonment was mailed on July 26, 2006.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a RCE; (2) the petition fee of \$1500; and (3) an adequate statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to Terri Williams at (571) 272-2991.

The application file is being referred to Technology Center 1775 for appropriate action on the concurrently filed RCE and Amendment.


Liana Walsh

Petitions Examiner
Office of Petitions